

AMENDED IN ASSEMBLY APRIL 21, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1244**

**Introduced by Assembly Member Chu**

February 21, 2003

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An act to amend ~~Section 17077.40~~ Sections 17073.15, 17073.20, and 17074.10 of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1244, as amended, Chu. School facilities: ~~joint-use projects~~ funding: modernization.

Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

Existing law makes eligible for state funding a permanent school building that is more than 25 years old, or a portable classroom that is at least 20 years old, and that prior to November 4, 1998, had not been previously modernized with state funding.

This bill would delete the eligibility requirement that a building not have been previously modernized with state funding. The bill would require the board to consider any state modernization funding that has been previously granted within the immediately preceding 25-year or 20-year period, as appropriate, and to adjust the per-pupil amount in light of those previous modernizations.

~~Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school~~

~~districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition. The existing act authorizes the board, from funds made available for these purposes, to provide grants to fund joint-use projects to construct facilities on kindergarten to grade 12, inclusive, schoolsites. The existing act authorizes a school district to apply to the board for joint-use project funding for a project that meets one of several criteria, such as the joint-use project is part of an application for new construction funding under the act and is for the purpose of providing facilities to be used for a kindergarten to grade 12/higher education collaborative effort for any of certain specified purposes such as to provide child care facilities.~~

~~This bill would permit a grant to also fund a joint-use project for those purposes to provide community resources in communities with critically overcrowded schools.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 ~~SECTION 1. Section 17077.40 of the Education Code is~~  
 2 *SECTION 1. Section 17073.15 of the Education Code is*  
 3 *amended to read:*

4 17073.15. A school district shall be eligible to receive an  
 5 apportionment for modernization of permanent school buildings  
 6 that are more than 25 years old, or in the case of portable  
 7 classrooms that are at least 20 years old, ~~and that have not been~~  
 8 ~~previously modernized with state funding.~~

9 *SEC. 2. Section 17073.20 of the Education Code is amended*  
 10 *to read:*

11 17073.20. Funding may be approved for the modernization of  
 12 any permanent school building that is more than 25 years old, or,  
 13 in the case of any portable classroom, *as described in Section*  
 14 *17071.30*, that is more than 20 years old, ~~as described in Section~~  
 15 ~~17071.30, and that prior to November 4, 1998, had not been~~  
 16 ~~previously modernized with state funding.~~

17 *SEC. 3. Section 17074.10 of the Education Code is amended*  
 18 *to read:*

1 17074.10. (a) The board shall determine the total funding  
2 eligibility of a school district for modernization funding by  
3 multiplying the following amounts by each pupil of that grade  
4 level housed in permanent school buildings that are at least 25  
5 years old or portable classrooms that are at least 20 years old, ~~and~~  
6 ~~that have not been previously modernized with state funding:~~

7 (1) Two thousand two hundred forty-six dollars (\$2,246) for  
8 each elementary pupil.

9 (2) Two thousand three hundred seventy-six dollars (\$2,376)  
10 for each middle school pupil.

11 (3) Three thousand one hundred ten dollars (\$3,110) for each  
12 high school pupil.

13 (b) The board shall annually adjust the factors set forth in  
14 subdivision (a) according to the adjustment for inflation set forth  
15 in the statewide cost index for class B construction, as determined  
16 by the board.

17 (c) The board may adopt regulations to be effective until July  
18 1, 2000, that adjust the amounts identified in this section for  
19 qualifying individuals with exceptional needs, as defined in  
20 Section 56026. The regulations shall be amended after July 1,  
21 2000, in consideration of the recommendations provided pursuant  
22 to Section 17072.15.

23 (d) It is the intent of the Legislature that the amounts provided  
24 pursuant to this article for school modernization ~~do~~ not include  
25 funding for administrative and overhead costs.

26 (e) For a school district having an enrollment of 2,500 or less  
27 for the prior fiscal year, the board may approve a supplemental  
28 apportionment of up to two thousand five hundred dollars (\$2,500)  
29 for any modernization project assistance. The amount of the  
30 supplemental apportionment shall be adjusted in 2001 and every  
31 year thereafter by an amount equal to the percentage adjustment  
32 for class B construction.

33 (f) *For school buildings eligible for modernization funding, the*  
34 *board shall consider any state modernization funding that has*  
35 *been previously granted within the immediately preceding 25-year*  
36 *or 20-year period, as appropriate, and shall adjust the per-pupil*  
37 *amount in light of those previous modernizations. In making the*  
38 *adjustment, the board shall consider the extent of work performed*  
39 *under those previous modernization projects, and the work needed*  
40 *to adequately extend the life or usefulness of the current building.*

1 amended to read:

2 ~~17077.40.—(a) With funds made available for the purposes of~~  
3 ~~this article, the board may provide a grant to fund joint-use projects~~  
4 ~~to construct facilities on kindergarten to grade 12, inclusive,~~  
5 ~~schoolsites.~~

6 ~~(b) A school district may apply to the board for funding under~~  
7 ~~this article for a project that meets any of the following criteria:~~

8 ~~(1) The joint-use project is a part of an application for new~~  
9 ~~construction funding under this chapter, and is for the purpose of~~  
10 ~~providing facilities to be used for a kindergarten to grade 12/higher~~  
11 ~~education collaborative effort for any of the following purposes:~~

12 ~~(A) To improve pupil academic achievement.~~

13 ~~(B) To provide teacher education.~~

14 ~~(C) To provide child care facilities.~~

15 ~~(D) To provide community resources in communities with~~  
16 ~~critically overcrowded schools that meet the criteria set forth in~~  
17 ~~Section 17078.18.~~

18 ~~(2) The joint-use project is part of an application for new~~  
19 ~~construction funding under this chapter, and will increase the size~~  
20 ~~or extra cost associated with the joint use of the proposed~~  
21 ~~multipurpose room, gymnasium, child care facility, or library~~  
22 ~~beyond that necessary for school use.~~

23 ~~(3) The joint-use project is for a kindergarten to grade~~  
24 ~~12/higher education collaborative effort to improve academic~~  
25 ~~achievement or provide teacher education, or a multipurpose~~  
26 ~~room, gymnasium, library, or child care facility, and the project~~  
27 ~~will be located at a school that does not have the type of facility for~~  
28 ~~which funds are requested or the existing facility is inadequate.~~